## **ATTACHMENT A**

## **CUSTOMER CLAIM**

Bernard L. Madoff Investment Securities LLC

Case No 08-01789-BRL

U.S. Bankruptcy Court for the Southern District of New York

Claim Number:

007422

## BERNARD L. MADOFF INVESTMENT SECURITIES LLC

In Liquidation

RECEIVED

**DECEMBER 11, 2008** 

MAR 0 9 2009

Irving H. Picard, Esq.
Trustee for Bernard L. Madoff Investment Securities LLC
Claims Processing Center
2100 McKinney Ave., Suite 800
Dallas, TX 75201

Provide your office and home telephone no.

OFFICE: (441) 296-4527

HOME: (441) 238-8193

Taxpayer I.D. Number (Social Security No.)

1FR093

FOR ACCOUNT OF HSBC SECURITIES SERVICES C/O BK OF BERMUDA SPEC CUST ACCT FOR THEMA WISE INVESTMENTS LTDC/O CATHERINA COLACINO BP 413 13 RUE GOETHE L-2014 LUXEMBOURG.

(If incorrect, please change)

NOTE:

BEFORE COMPLETING THIS CLAIM FORM, BE SURE TO READ CAREFULLY THE ACCOMPANYING INSTRUCTION SHEET. A SEPARATE CLAIM FORM SHOULD BE FILED FOR EACH ACCOUNT AND, TO RECEIVE THE FULL PROTECTION AFFORDED UNDER SIPA, ALL CUSTOMER CLAIMS MUST BE RECEIVED BY THE TRUSTEE ON OR BEFORE March 4, 2009. CLAIMS RECEIVED AFTER THAT DATE, BUT ON OR BEFORE July 2, 2009, WILL BE SUBJECT TO DELAYED PROCESSING AND TO BEING SATISFIED ON TERMS LESS FAVORABLE TO THE CLAIMANT. PLEASE SEND YOUR CLAIM FORM BY CERTIFIED MAIL - RETURN RECEIPT REQUESTED.

- 1. Claim for money balances as of **December 11, 2008**:
  - a. The Broker owes me a Credit (Cr.) Balance of

\$\_\_\_\_N/A\*

b. I owe the Broker a Debit (Dr.) Balance of

\$ N/A

<sup>\*</sup>Please see the attached Addendum to Customer Claim Form for further explanation.

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transfers, etc.) of your deposits of cash or securities with the Debtor from as far back as you have documentation. You should also provide all documentation or

<sup>\*</sup>Please see the attached Addendum to Customer Claim Form for further explanation.

## information regarding any withdrawals you have ever made or payments received from the Debtor.

Please explain any differences between the securities or cash claimed and the cash balance and securities positions on your last account statement. If, at any time, you complained in writing about the handling of your account to any person or entity or regulatory authority, and the complaint relates to the cash and/or securities that you are now seeking, please be sure to provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.

PLEASE CHECK THE APPROPRIATE ANSWER FOR ITEMS 3 THROUGH 9.

NOTE: IF "YES" IS MARKED ON ANY ITEM, PROVIDE A DETAILED EXPLANATION ON A SIGNED ATTACHMENT. IF SUFFICIENT DETAILS ARE NOT PROVIDED, THIS CLAIM FORM WILL BE RETURNED FOR YOUR COMPLETION.

		YES	<u>NO</u>
3.	Has there been any change in your account since December 11, 2008? If so, please explain.		x
4.	Are you or were you a director, officer, partner, shareholder, lender to or capital contributor of the broker?		х
5.	Are or were you a person who, directly or indirectly and through agreement or otherwise, exercised or had the power to exercise a controlling influence over the management or policies of the broker?		х
6.	Are you related to, or do you have any business venture with, any of the persons specified in "4" above, or any employee or other person associated in any way with the broker? If so, give name(s)	•	x
7.	Is this claim being filed by or on behalf of a broker or dealer or a bank? If so, provide documentation with respect to each public customer on whose behalf you are claiming.		x
8.	Have you ever given any discretionary authority to any person to execute securities transactions with or through the broker on your behalf? Give names, addresses and phone numbers.	X*	

08-01789-cgm Doc 16270-2 Filed 06/27/17 Entered 06/27/17 17:11:50 Appendix A - Agreement Pg 5 of 37

9.	Have you or any member of your family ever filed a claim under the Securities Investor Protection Act of 1970? if so, give name of that brokerx
	Please list the full name and address of anyone assisting you in the preparation of this claim form: KIRKLAND & ELLIS LLP, 153 EAST 53RD STREET, NEW YORK, NEW YORK 10022
•	nnot compute the amount of your claim, you may file an estimated claim. In that ease indicate your claim is an estimated claim.
CONVIC	A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CTION CAN RESULT IN A FINE OF NOT MORE THAN \$50,000 OR ONMENT FOR NOT MORE THAN FIVE YEARS OR BOTH.
	DREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY
Date	March 3, 2009 Signature Signature

(If ownership of the account is shared, all must sign above. Give each owner's name, address, phone number, and extent of ownership on a signed separate sheet. If other than a personal account, e.g., corporate, trustee, custodian, etc., also state your capacity and authority. Please supply the trust agreement or other proof of authority.)

Signature\_\_\_\_

This customer claim form must be completed and mailed promptly, together with supporting documentation, etc. to:

> Irving H. Picard, Esq., Trustee for Bernard L. Madoff Investment Securities LLC Claims Processing Center 2100 McKinney Ave., Suite 800 Dallas, TX 75201

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION CORPORATION,

Plaintiff-Applicant,

- against -

BERNARD L. MADOFF INVESTMENT SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL) SIPA Liquidation

## THEMA WISE INVESTMENTS LIMITED'S ADDENDUM TO CUSTOMER CLAIM FORM

Thema Wise Investments Limited ("Thema Wise" or the "Company") attaches this addendum in further support of its customer claim in the liquidation of Bernard L. Madoff Investment Securities LLC ("BMIS") pursuant to the Securities Investor Protection Act, 15 U.S.C. § 78aaa-111, et seq. ("SIPA"), and the December 23, 2008 Order Approving the Form and Manner of Publication and Mailing of Notices, Specifying Procedures For Filing, Determination, and Adjudication of Claims, and Providing Other Relief:

- 1. Thema Wise is a company organized under the laws of the Territory of the British Virgin Islands and was incorporated on December 13, 2002. The Company's registered office is located at Romasco Place, Wickhams Cay 1, P.O. Box 3140, Road Town, Tortola, British Virgin Islands.
- 2. This customer claim form is submitted and signed by Mr. David Smith, in his capacity as a Director of Thema Wise. A copy of the proof of Mr. Smith's authority is attached hereto as Exhibit A. Any communications with the Company can be directed to Mr. Smith's attention at Equus Asset Management Partners, 27 Queen Street, 3rd Floor, Hamilton HM 11, Bermuda, (441) 296-4527. Additionally, communications can be directed to the Company's U.S. counsel, Jay P. Lefkowitz of Kirkland & Ellis LLP, 153 East 53rd Street, New York, NY 10022, (212) 446-4800.
- 3. The following documents on which this Addendum is based are attached hereto as Exhibit A, Exhibit B, and Exhibit C, respectively and are incorporated herein by reference: (a)

the proof of Mr. David Smith's authority to sign on behalf of Thema Wise; (b) the November 30, 2008 Statement of Account Number 1-FR093 from BMIS; and (c) the summary of cash inflows and outflows to and from BMIS for the Company.

- 4. Thema Wise submits this customer claim form in its own name and on its own behalf, but hereby reserves and does not waive any and all rights of its investors, including but not limited to such investors' rights to file their own claims in this liquidation in the event that such investors are deemed "customers" of BMIS at a later date or otherwise elect to file their own claims.
- 5. The Bank of Bermuda Limited ("Bank of Bermuda Ltd.") originally was appointed the custodian for the funds invested by Thema Wise. Bank of Bermuda Ltd. then contracted with Bank of Bermuda (Luxembourg) S.A. ("Bank of Bermuda (Luxembourg)" and together with Bank of Bermuda Ltd., "Bank of Bermuda") to act as sub-custodian. December 29, 2002, a brokerage account numbered 1-FR093 was opened at BMIS on behalf of the Company, and the Company's assets were placed with BMIS. In December 2006, HSBC Institutional Trust Services (Bermuda) Limited ("HSBC Bermuda") replaced Bank of Bermuda Ltd. as the custodian of Thema Wise's investment portfolio, and HSBC Securities Services (Luxembourg) S.A. ("HSBC Luxembourg, and together with HSBC Bermuda, "HSBC") replaced Bank of Bermuda (Luxembourg) as sub-custodian. Consistent with this arrangement, and as noted on the November 30, 2008 Statement of Account Number 1-FR093 attached to this Addendum as Exhibit B, Thema Wise's account at BMIS was entitled "HSBC Securities Services (Luxembourg) SA Spec Cust Acct for Thema Wise Investments Ltd." As custodian, HSBC (and before HSBC, Bank of Bermuda) was empowered with discretionary authority to place money in or withdraw money from the Company's accounts, which thus enabled BMIS to execute transactions on behalf of the Company. The contact information for HSBC Luxembourg is Mrs. Marie Renard, HSBC Securities Services (Luxembourg) SA, 40 avenue Monterey, L-2163, Luxembourg, +353 40 4646 880.
- 6. At the start of each month, BMIS sent a statement to HSBC detailing the Company's investment activity for the previous month, which securities were bought and sold,

the value of the individual securities, the value of any options purchased, and the total value of the Company's portfolio. Based on this information from BMIS, HSBC independently calculated the asset value of the Company.

- 7. The last BMIS account statement received by Thema Wise, for November 2008, indicates that, as of November 30, 2008, the market value of the Company's securities was \$194,774,497.25. The statement further indicates that as of November 30, 2008, the Company held \$6,978,150.00 in long option positions, and negative \$12,624,600.00 in short option positions, for a net loss of \$5,646,450.00. A copy of the November 30, 2008 BMIS statement is attached to this Addendum as Exhibit B.
- 8. Since the Company's inception, the Company invested a net of \$118,082,000.00 with BMIS. A summary of the cash inflows and outflows to and from BMIS is attached to this Addendum as Exhibit C.
- 9. As a direct result of the fraud perpetrated by Bernard L. Madoff and BMIS, and of the actions taken by other parties to be identified, Thema Wise lost the entirety of its investment portfolio and, by extension, each of the Company's investors lost substantially their entire investment in the Company. The Company submits this customer claim form and supporting materials in an effort to recoup its ratable share of BMIS customer property and any additional monies to which it is entitled pursuant to SIPA. The Company reserves and does not waive any and all rights at law and equity. Furthermore, the Company reserves all rights and defenses with regard to any action that the Trustee may bring against it pursuant to SIPA, the U.S. Bankruptcy Code, or the New York Debtor & Creditor Law.

#### Thema Wise Investments Ltd.

### Corporate Resolution

I, Linda M. Sutherland, Secretary of Thema Wise Investments Ltd., a Company duly incorporated and existing under the laws of the British Virgin Islands, DO HEREBY CERTIFY that at a Board of Directors' Meeting held by telephone conference initiated at the offices of The Bank of Bermuda Limited, 6 Front Street, Hamilton, Bermuda on 2<sup>nd</sup> March 2009, at which a quorum was present and voting throughout, the following resolutions were adopted and are still in full force and effect:-

#### "RESOLVED

THAT any one Director of the Company be and hereby is authorised to execute the SPIC Claim Form and any other associated documentation related the filing of a Claim with the Trustee of the Securities Protection Insurance Corporation (SIPC) in connection with the Company's investment in Bernard Madoff Investment Securities LLC, for an on behalf of the company and to take any and all actions necessary to effect the filing of the SPIC Claim Form with the SIPC on or before 4<sup>th</sup> March 2009

Hond

ANV AND

TINESS thy Hand this 3rd day March 2009.

inda M. Sutherland

Secretary

### THEMA WISE INVESTMENTS LTD.

## Certificate of Incumbency

1. Linda M. Sutherland, Secretary of Thema Wise Investments Ltd., a Company incorporated and existing under the laws of the British Virgin Islands, Romasco Place, Wickhams Cay 1, Road Town. Tortola, British Virgin Islands, DO HEREBY CERTIFY that the following is a true and complete list of the Directors and Officers of Thema Wise Investments Ltd. as at the date hereof.

## **Directors**

Alberto Benbassat John C.R. Collis Roberto Nespolo David T. Smith

### **Officers**

Linda M. Sutherland

Secretary

Codan Management (B.V.I.)

Assistant Secretary

WITNESS my Hand this 3<sup>rd</sup> day of March, 2009.

Linda M. Sutherland

Secretary

BERNARD L. MADOFF
INVESTMENT SECURITIES LIC
New York D. London

885 Third Avenue New York, NY 10022 (212) 230-2424 800 334-1343 Fax (212) 838-4061 Affiliated with Madeff Securities International Limited 12 Berkeley Street Mayfair, London WIJ 8DT Tel 020 7493 6222

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HSBC SECURITIES SERVICES
(LUXENBOURG) SA SPEC CUST ACCT
FOR THEMA WISE INVESTMENTS LTD
C/O CATHERINE COLACINA

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11/05		34,425,000	35751	U S TREASURY BILL	99.931		34,401,246.73
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BERNARD L. MADOFF
INVESTMENT SECURITIES LLC
New York o London

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FOR THEMA WISE INVESTMENTS LTD
C/O CATHERINE COLACINA

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1/06	21,411		10968	APPLE INC	105.380	2,257,147.18	
11/06	38,064		11203	ABBOTT LABORATORIES	55.090	2,098,467.76	
1/06	26,169		11438	AMGEN INC	60.350	1,580,345.15	
11/06	19,032		11673	BOEING CO	51.120	973,676.84	
11/06	123,708	:	11908	BANK OF AMERICA	23.840	2,954,146.72	
11/06	14,274		12143	BAXTER INTERNATIONAL INC	60.600	865,574.40	
11/06	28,548		12378	BANK OF NEW YORK MELLON CORP	32.290	922,955.92	
11/06	47,580		12613	BRISTOL MYERS SQUIBE COMPANY	20.610	982,526.80	
11/06	16,653		12848	ANHEUSER BUSCH COS INC	62.430	1,040,312.79	
11/06	133,224		13083	CITI GROUP INC	13.530	1,807,848.72	
11/06	71,370		13318	COMCAST CORP	15.790	1,129,786.30	
11100	11,310		1.55	CL A			
karne	38,064		13553	CONOCOPHILIPS	51.120	1,947,353.68	
11/06	145,119		13788	CISCO SYSTEMS INC	17.520	2,548,288.88	
11/06	35,685	1	14023	CVS CARENARK CORP	30.510	1,090,176.35	
11/06	49,959		14258	CHEVRON CORP	73.740	3,685,974.66	
11/06	47,580		14493	THE WALT DISNEY CO	24.760	1,179,983.80	
11/06			14728	GENERAL ELECTRIC CO	19.600	4,999,420.80	
11/06	254,553	1	14963	GOOGLE	356.520	1,696,512.16	
11/06	4,758	i	15198	GOLDMAN SACHS GROUP INC	91.870	874,614.92	
11/06	9,516	1	15433	HONE DEPOT INC	23.300	999,464.60	
11/06	42,822	1	15668	HEWLETT PACKARD CO	38.310	2,280,866.25	ļ
11/06	59,475		15903	INTERNATIONAL BUSINESS WACHS	92.800	3,092,128.80	
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BERNARD L. MADOFF
INVESTMENT SECURITIES LLC
New Yorks London

885 Third Avenue New York, NY 10022 (212) 230-2424 800 334-1343 Fax (212) 838-4061 Affiliated with Madoff Securities International Limited 12 Berkeley Street Mayfair, London WIJ 3DT Tel D20 7493 6222

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FOR THEMA WISE INVESTMENTS LTD
C/O CATHERINE COLACINA

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BERNARD L. MADOFF
INVESTMENT SECURITIES LLC
New Yorko London

885 Third Avenue New York, NY 10022 (212) 230-2424 800 334-1343 Fax (212) 838-4061 Affiliated with Madoff Securitles International Limited 12 Berkeley Street Mayfalr, London W15 8DT Tel 620 7493 6222

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1/06	80,886		22483	WAL-MART STORES INC	56.560	3,096,981.52	
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FOR THEMA WISE INVESTMENTS LTD
C/O CATHERINE COLACINA

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11/06 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07 11/07	6,984 12,416 8,536 6,208 39,576 4,656 8,536 15,520 5,432 41,904 22,504 11,640 45,784 10,864 16,296 14,744 81,480 1,552 3,104 13,192	11,950,000	49888 23489 23724 23959 24194 24429 24664 25369 25134 25369 25604 25839 26074 26779 27014 27249 27749 27749 27749 27749 27749 27749 27749 27749 27749 27749 27749	U S TREASURY BILL DUE 02/19/2009 2/19/2009 APPLE INC ABBOTT LABORATORIES ANGEN INC BOEING CO BANK OF AMERICA BAXTER INTERNATIONAL INC BANK OF NEW YORK NELLON CORP BRISTOL MYERS SQUIBB COMPANY ANHEUSER BUSCH COS INC CITI GROUP INC CONCAST CORP CL A CONOCOPHILIPS CISCO SYSTEMS INC CVS CARENARK CORP CHEVRON CORP THE WALT DISNEY CO GENERAL ELECTRIC CO GOOGLE GOLDMAN SACHS GROUP INC HOME DEPOT INC HEWLETT PACKARD CO CONTINUED ON PAGE 6	99.901  108.800 56.590 62.070 53.640 23.720 61.740 34.210 21.020 64.190 14.410 17.390  53.060 17.580 31.720 75.450 25.620 19.810 349.160 89.070 22.480 38.820	760,138.20 703,117.44 530,170.52 333,245.12 940,325.72 287,647.44 292,357.56 326,850.40 348,897.08 605,512.64 392,244.56 618,083.40 806,713.72 345,040.08 1,230,184.20 378,330.28 1,617,377.80 541,958.32 276,597.28 297,083.16 753,884.00	11,938,169.50
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BERNARD L. MADOFF INVESTMENT SECURITIES LLC HUUF New Yorks London

885 Third Avenue New York, NY 10022 (212) 238-2424 800 334-1343 Fax (212) 838-4061

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HSBC SECURITIES SERVICES (LUXENBOURG) SA SPEC CUST ACCT FOR THEMA WISE INVESTMENTS LTD C/O CATHERINE COLACINA

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BERNARD L. MADOFF
INVESTMENT SECURITIES LLC
New York o London

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HSBC SECURITIES SERVICES
(LUXEMBOURG) SA SPEC CUST ACCT
FOR THEMA WISE INVESTMENTS LTD
C/O CATHERINE COLACINA

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			34534	UNITED TECHNOLOGIES CORP	56	434,870.00	,
11/07	7,760		34769	VERIZON COMMUNICATIONS	31.810	692,036.68	
11/07	21,728		35004	WELLS FARGO & CO NEW	34.080	900,221.72	
11/07	26,384		35239	WAL-MART STORES INC	56.730	1,013,230.04	
11/07	17,848		35474	EXXOR MOBIL CORP	75.280	3,097,760.84	
11/07	41,128		33417	FIDELITY SPARTAN	DIV	. 1	.37
11/07				U S TREASURY MONEY MARKET			
				DIV 11/07/08			
44407				FIDELITY SPARTAN	CW	.11	
11/07				U S TREASURY MONEY MARKET	1 1	ł	
			1.	W/H TAX DIV FOLXX	1		
11/07		20,193	10976	FIDELITY SPARTAN	1 1	i	20,193.00
, ,,,,,,		·	l	U S TREASURY MONEY MARKET		<b>.</b>	2 017 1/7 ED
11/07		6,050,000	11459	U S TREASURY BILL	99.887	<b>i</b>	6,043,163.50
	<b>\</b>	-		DUE 02/19/2009	1 1		
				2/19/2009	99.889	1	17,980,020.00
11/07		18,000,000	11675	U S TREASURY BILL	97.007		11,750,020100
	1			DUE 02/26/2009 2/26/2009			
1		40 555 000	44000	U S TREASURY BILL	99.866		18,225,545.00
11/07		18,250,000	11888	DUE 03/05/09	//.000		,,
				3/05/2009			
l			12221	U S TREASURY BILL.	99.720	3,639,780.00	
11/07	3,650,000		12221	DUE 04/09/2009	1		
			1	4/09/2009			
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New Yorks London

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11/07	3,650,000		12441	U S TREASURY BILL DUE 4/16/2009	99.671	3,637,991.50	
11/07	30,409		12666	4/16/2009 FIDELITY SPARTAN U S TREASURY MONEY MARKET	1	30,409.00	
11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10	8,235 14,640 10,065 7,320 47,580 6,405 10,980 19,215 6,405 52,155 27,450 14,640 55,815 13,725 20,130	125,900	14854 35949 36184 36419 36654 36889 37124 37359 37594 37829 38064 38299 38534 38769 39004 39474	TIME WARNER INC APPLE INC ABBOTT LABORATORIES AMGEN INC BOEING CO BANK OF AMERICA BAXTER INTERNATIONAL INC BANK OF NEW YORK MELLON CORP BRISTOL MYERS SQUIBB COMPANY ANHEUSER BUSCH COS INC CITI GROUP INC CONCAST CORP CL A CONOCOPHILIPS CISCO SYSTEMS INC CVS CAREMARK CORP CHEVRON CORP THE WALT DISNEY CO	10.200 108.720 55.910 59.620 52.190 24.050 60.770 33.480 21.310 64.090 14.270 17.410 54.130 18.080 31.300 76.410 25.660	895,638.20 819,107.40 600,477.30 382,322.80 1,146,202.00 389,487.85 368,049.40 410,239.65 410,752.45 746,337.85 479,002.50 793,048.20 1,011,367.20 430,141.50 1,538,938.30 446,794.10	1,279,144.00
11/10	99,735 1,830		39709 39944	GENERAL ELECTRIC CO GOOGLE CONTINUED ON PAGE 9	20.530 363.580	2,051,548.55 665,424.40	ř
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11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10 11/10	4,575 16,470 23,790 12,810 53,985 26,535 34,770 14,640 19,215 10,980 6,405 19,215 20,130 74,115 37,515 8,235 14,640 64,965 28,365 19,215 15,555 11,895 56,730 32,940		40179 40414 40649 40884 41119 41354 41359 42294 42559 42294 42529 42764 42999 43764 43469 43704 44644 44879 45114 45584 45584 45584 46289	GOLDMAN SACHS GROUP INC HOME DEPOT INC HEMLETT PACKARD CO INTERNATIONAL BUSINESS MACHS INTEL CORP JOHNSON & JOHNSON J.P. MORGAN CHASE & CO KRAFT FOOD INC COCA COLA CO MCDONALDS CORP MEDTRONIC INC 3M COMPANY ALTRIA GROUP INC MERCK & CO MICROSOFT CORP ORACLE CORPORATION OCCIDENTAL PETROLEUN CORP PEPSICO INC PFIZER INC PROCTER & GAMBLE CO PHILLIP MORRIS INTERNATIONAL QUALCOMM INC SCHLUMBERGER LTD AT&T INC TIME WARNER INC	92.680 23.030 37.290 92.660 15.880 61.320 41.730 30.100 45.500 57.230 40.300 64.690 18.890 30.510 23.200 18.600 56.010 57.550 17.960 65.230 44.030 37.310 50.500 28.580 11.010	424,194.00 379,962.10 888,080.10 1,187,486.60 859,440.80 1,628,187.20 1,452,342.10 441,249.00 875,050.50 628,824.40 442,933,00 414,595.45 363,739.35 614,971.30 699,279.00 461,571.35 843,117.00 1,169,369.40 1,851,382.95 846,844.45 580,979.05 601,172.50 1,623,612.40 363,986.40	
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1/10	9,150		46524	UNITED PARCEL SVC INC	54.420	498,309.00	
	•			CLASS B	Ta can	519,627.70	
1/10	16,470		46759	U S BANCORP	31.510	516,700.50	
1/10	9,150		46994	UNITED TECHNOLOGIES CORP	56.430	879,498.00	
1/10	27,450		47229	VERIZON COMMUNICATIONS	32		
11/10	31,110		47464	WELLS FARGO & CO NEW	34.600	1,077,650.00	
11/10	21,045		47699	WAL-MART STORES INC	55.710	1,173,257.95	
11/10	49,410		47934	EXXON MOBIL CORP	75.800	3,747,254.00	
11/10	·			CHECK WIRE	CW	1,400,000.00	1.65
11/10		'		FIDELITY SPARTAN	DIA		1.03
				U S TREASURY MONEY NARKET			
				DIV 11/10/08	1 1		
11/10				FIDELITY SPARTAN	CW	.50	
				U S TREASURY MONEY MARKET			
			1	W/H TAX DIV FDLXX		j	30,409.00
11/10		30,409	12902	FIDELITY SPARTAN	1 1		30,409.00
				U S TREASURY NONEY WARKET	00 575		18,252,156.25
11/10		18,275,000	13105	U S TREASURY BILL	99.875		(0,232,130.23
l		,		DUE 3/12/2009			
i		1	1	3/12/2009			18,325,594.50
11/10		18,350,000	13281	U S TREASURY BILL	99.867		16,323,374.30
1		, and the second	ļ.	DUE 03/19/2009			
				3/19/2009	1		7 ((0 507 00
h1/10		3,650,000	13913	U S TREASURY BILL	99.742		3,640,583.00
			1	DUE 04/09/2009	1 1		
ļ			1	4/09/2009	1 1		
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11/10		3,650,000	14141	U S TREASURY BILL DUE 4/16/2009	99.686		3,638,539.00
11/10	58		15367	4/16/2009 FIDELITY SPARTAN U S TREASURY MONEY MARKET	1	58.00	
11/18		28,490	49337	ANHEUSER BUSCH COS INC	70 99.830	1,971,642.50	1,994,300.00
11/18	1,975,000		49572	U S TREASURY BILL DUE 4/16/2009 4/16/2009	//.030	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
11/18	22,658		49810	FIDELITY SPARTAN U S TREASURY MONEY MARKET	1	22,658.00	
11/19				FIDELITY SPARTAN U S TREASURY MONEY MARKET DIV 11/19/08	DIV		.39
11/19				FIDELITY SPARTAR US TREASURY MONEY MARKET W/H TAX DIV FDLXX	CM	.12	
11/19		22,716	51501	FIDELITY SPARTAN U S TREASURY MONEY MARKET	1	·	22,716.00
11/19	17,425,000		56106	U S TREASURY BILL DUE 03/26/2009 3/26/2009	99.926	17,412,105.50	
11/19	6,730	-	60540	FIDELITY SPARTAN U S TREASURY MONEY MARKET	1	6,730,00	er Van
11/20		17,425,000	63786	U S TREASURY BILL DUE 03/26/2009	99.962		17,418,378.50
	,			3/26/2009			-
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885 Third Avenue New York, NY 10022 (212) 230-2424 800 334-1343 Fax (212) 838-4061

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HSBC SECURITIES SERVICES (LUXEMBOURG) SA SPEC CUST ACCT FOR THEMA WISE INVESTMENTS LTD E/O CATHERINE COLACINA

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AMOUNT DESCRIES AMOUNT CREDITED TO YOUR ACCOUNT RECEIVED OR LONG SOLD DELIVERED OR SHORT FRICE OR SYNODOL DESCRIPTION - IRN DATE 17,415,764.75 64024 U S TREASURY BILL 99.947 17,425,000 11/20 DUE 4/16/2009 4/16/2009 2,614.00 FIDELITY SPARTAN h1/20 2,614 64263 U S TREASURY MONEY MARKET 394,484.45 64504 APPLE INC 85.070 11/25 4,635 446,442.60 ABBOTT LABORATORIES 54.140 8,240 64742 11/25 304,039.95 53.630 ANGEN INC 64980 11/25 5,665 341,969.70 12.980 26,265 BANK OF AMERICA 11/25 65218 162,564.30 52.570 BAXTER INTERNATIONAL INC 11/25 3,090 65456 152,831.20 6,180 65694 BANK OF NEW YORK MELLON CORP 24.690 11/25 207,854.00 BRISTOL MYERS SQUIBB COMPANY 20.140 65932 11/25 10,300 183,401.00 CITI GROUP INC 6.100 29,870 66170 11/25 161,452.50 COLGATE PALMOLIVE CO 62.660 2,575 66408 11/25 209,238.95 CONCAST CORP 13.970 11/25 14,935 66646 CL A 45.100 371,953.00 8,240 66884 CONOCOPHILIPS 11/25 463,809.00 14.970 30,900 CISCO SYSTEMS INC 67122 1.1/25 209,193.00 27.040 CVS CAREMARK CORP 7,725 67360 11/25 68.710 743,530.65 67598 CHEVRON CORP 10,815 11/25 19.760 193,742.60 THE WALT DISNEY CO 9,785 67836 11/25 175,851.70 48.740 3,605 68074 EXELON CORP 11/25 795,932.50 14.010 68312 GENERAL ELECTRIC CO 56,650 11/25 283,291.00 275 68550 GOOGLE 1,030 h1/25 19.530 171,335.15 HOME DEPOT INC 68788 8,755 11/25 CONTINUED ON PAGE

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HSBC SECURITIES SERVICES
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11/25 11/25	12,875 7,210 29,870 14,335 19,570 7,725 10,300 5,665 6,180 3,605 10,815 11,330 41,200 20,600 4,635 8,240 35,535 15,450 10,815 8,755 6,180 30,900 19,055 5,150		69026 69264 69502 69740 69978 70216 70454 70692 70930 71168 71406 71644 71882 72596 72834 73072 73510 73548 73786 74024 74262 74500 74738 74976	HEWLETT PACKARD CO INTERNATIONAL BUSINESS MACHS INTEL CORP JOHNSON B JOHNSON J.P. MORGAN CHASE & CO KRAFT FOOD INC COCA COLA CO MCDORALDS CORP MEDTRONIC INC 3N COMPANY ALTRIA GROUP INC MERCK & CO MICROSOFT CORP ORACLE CORPORATION OCCIDENTAL PETROLEUM CORP PEPSICO INC PFIZER INC PROCTER & GAMBLE CO PHILLIP MORRIS INTERNATIONAL QUALCOMM INC SCHLUMBERGER LTD ATRT INC TIME MARNER INC UNITED PARCEL SVC INC CLASS B CONTINUED ON PAGE 14	32.990 75.080 12.270 57.650 27.760 25.900 42.040 55.800 58.280 16.250 25 18.100 16.050 44.570 51.800 15.320 61.940 36.380 29.850 46.270 25 8.010 50.760	425,261.25 541,614.80 367,698.90 861,599.75 544,045.20 200,386.50 433,424.00 190,591.00 210,243.40 176,175.75 283,703.00 747,368.00 331,454.00 206,766.95 427,161.00 545,817.20 957,591.00 393,881.70 261,686.75 286,195.60 773,736.00 153,392.55 261,620.00	
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BERNARD L. MADOFF INVESTMENT SECURITIES LLC New Yorka London

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YOUR TAXPAYER EMERTERCATION HAMBER YOUR ACCOUNT NUMBER 1-FR093-3-0

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					27 /00	247 200 00			
11/25	9,270		75214	U S BANCORP	23.400	217,288.00			
11/25	5,150		75452	UNITED TECHNOLOGIES CORP	44.890	231,389.50			
11/25	14,935		75690	VERIZON COMMUNICATIONS	26.570	397,419.95			
11/25	20,085		75928	WELLS FARGO & CO NEW	23.820	479,227.70			
11/25	11,845		76166	WAL-MART STORES INC	51.450	609,898.25			
11/25	7,210		76404	WYETH	33	238,218.00			
11/25	27,810		76642	EXXON MOBIL CORP	72	2,003,432.00			
11/25				FIDELITY SPARTAN	DIV	į	. 91		
				U S TREASURY MONEY MARKET	- 1				
				DIV 11/25/08		•			
11/25				FIDELITY SPARTAN	CW	. 27			
			ļ	U S TREASURY MONEY MARKET	1				
	1		1	W/H TAX DIV FDLXX					
11/25		9,344	77215	FIDELITY SPARTAN	1		9,344.00		
				U S TREASURY MONEY MARKET	1				
11/25		19,400,000	77473	U S TREASURY BILL	99.878		19,376,332.00		
		.,,,,==,,==		DUE 4/16/2009					
				4/16/2009					
11/25	11,141		77761	FIDELITY SPARTAN	1 1	11,141.00			
, , , , , ,	,			U S TREASURY MONEY MARKET					
				NEW BALANCE		28,348,368.80			
l			1						
			1	SECURITY POSITIONS	MKT PRICE	*			
	275,378			AT&T INC	28.560				
1	213,310			7,14, 2,10					
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FOR THEMA WISE INVESTMENTS LTD
C/O CATHERINE COLACINA

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	T TANKS	SDLD .	r			AMOUNT DEBITED	AMOUNT CREDITED
DATE	RECENTED OR LONG	BELLYERED DR FHORT	TRN	DESCRIPTION	PRINCE OF GYMBOL	AMOUNT DESTED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
	73,360			ABBOTT LABORATORIES	52.390		
	96,285			ALTRIA GROUP INC	16.080	1	5
	50,435			ANGEN INC	55.540		
	41,265			APPLE INC	92.670		
	237,129			BANK OF AMERICA	16.250		
	54,244			BANK OF NEW YORK MELLON CORP	30.210		
	28,425			BAXTER INTERNATIONAL INC	52.900		
	32,560			BOEING CO	42.630		
	92,615		1	BRISTOL MYERS SQUIBB COMPANY	20.700		
	67,999			CVS CARENARK CORP	28.930		
	97,200		ì	CHEVRON CORP	79.010		
	277,618			CISCO SYSTEMS INC	16.540		
	257,153		İ	CITI GROUP INC	8.290		
	92,615			COCA COLA CO	46.870		
	2,575			COLGATE PALMOLIVE CO	65.070		
	136,259			CONCAST CORP	17.340		
				CL A	1 1		
	72,584			CONOCOPHILIPS	52.520		
	89,494		1	THE WALT DISNEY CO	22.520	-	
	3,605			EXELON CORP	56.210		
	246,814			EXXON MOBIL CORP	80.150		
	492,418		1	GENERAL ELECTRIC CO	17.170		
	17,195		1	GOLDMAN SACHS GROUP INC	78.990		
	9,170		1	GOOGLE	292.960	*-	
	115,540		1	HEWLETT PACKARD CO	35.280		
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FOR THEMA WISE INVESTMENTS LTD
C/O CATHERINE COLACINA

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	04 270			HONE DEPOT INC	23.110		
	81,239			INTEL CORP	13.800		
	262,914		'	INTERNATIONAL BUSINESS MACHS	81.600		
	64,190			J.P. MORGAN CHASE & CO	31.66D	· .	
	174,230			JOHNSON & JOHNSON	58.580		
	132,189				27.210		
	72,069			KRAFT FOOD INC	58.750		
	53,729			HCDONALDS CORP			1
	54,244			MEDTRONIC INC	30.520		
	100,870			MERCK & CO	26.720		
	370,094			MICROSOFT CORP	20.220		
	40,489			OCCIDENTAL PETROLEUM CORP	54,140		
l	186,694			ORACLE CORPORATION	16.090		
	73,360			PEPSICO INC	56.700		
	317,419			PFIZER INC	16.430		
l	98,664			PHILLIP MORRIS INTERNATIONAL	42.160		
	141,620			PROCTER & GAMBLE CO	64.350		
	77,945			QUALCONK INC	33.570		
	55,935			SCHLUMBERGER LTD	50.740		
	11,141			FIDELITY SPARTAN	1	-	
				U S TREASURY MONEY MARKET	1 1		
	32,095			3H COMPANY	66.930		1
	42,054		ĺ	TIME WARNER INC	9.050		
	82,530			U S BANCORP	26.980		
	45,850			UNITED PARCEL SVC INC	57.600		,
•				CLASS B			
				CONTINUED ON PAGE 17			
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C/O CATHERINE COLACINA

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•	45,850 133,104 105,455 158,465 7,210	DELIVERED ON CHEM		UNITED TECHNOLOGIES CORP VERIZON COMMUNICATIONS WAL-MART STORES INC WELLS FARGO & CO NEW WYETH  MARKET VALUE OF SECURITIES LONG SHORT 4,774,497.25	48.530 32.650 55.880 28.890 36.010		1011001100011
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C/O CATHERINE COLACINA

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				YEAR-TO-DATE SUMMARY DIVIDENDS GROSS PROCEEDS FROM SALES			1,514,213.64 1,468,036,158.95
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FOR THEMA WISE INVESTMENTS LTD
C/O CATHERINE COLACINA

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				BALANCE FORWARD			10,105,779.00
11/06		2,379	18958	S & P 100 INDEX NOVEMBER 470 CALL	20.300		4,826,991.00
11/06	2,379		19193	S & P 100 INDEX NOVEMBER 460 PUT	20.500	4,879,329.00	
11/07		776	31479	S & P 100 INDEX NOVEMBER 470 CALL	22	A.	1,706,424.00
11/07	776		317 <b>1</b> 4	S & P 100 INDEX NOVEMBER 460 PUT	13.800	1,071,656.00	
11/10	-	915	43939	S & P 10D INDEX NOVEMBER 485 CALL	12.400		1,133,685.00
k1/10	915		44174	S & P 100 INDEX NOVEMBER 475 PUT	16.800	1,538,115.00	
11/19	:	4,070	30152	S & P 100 INDEX December 430 Call	26		10,577,930.00
11/19	4,070		30390	S & P 100 INDEX DECEMBER 420 PUT	30	12,214,070.00	
11/19	3,155		30628	S & P 100 INDEX NOVEMBER 470 CALL	1.500	476,405.00	
11/19	915		30866	S B P 100 INDEX NOVEMBER 485 CALL	.900	83,265.00	## #D( 2/5 DD
11/19	ļ	3,155	31104	S & P 100 INDEX NOVEMBER 460 PUT	45		14,194,345.00
11/19		915	31342	S & P 100 INDEX NOVEMBER 475 PUT	59		5,397,585.00
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11/25 11/25	515	515	72120 72358	S & P 100 INDEX DECEMBER 380 CALL S & P 100 INDEX DECEMBER 370 PUT	34	1,082,015.00	1,750,485.00
	4,070 515	4,070 515		NEW BALANCE  SECURITY POSITIONS S & P 100 INDEX DECEMBER 430 CALL S & P 100 INDEX DECEMBER 380 CALL S & P 100 INDEX DECEMBER 420 PUT S & P 100 INDEX DECEMBER 370 PUT  MARKET VALUE OF SECURITIES LONG 5,978,150.00 12,624,600.00-	MKT PRICE 23.300 61 16.500 5.100		28,348,369.00
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# Thema Wise Investment (TWI) period February 2003 to December 2008

TWI A/C with BMSIL	1-FR093	Cash Value Date
février-03	1/15001000 00	02 02 2002
levrier-03	16'500'000.00 2'000'000.00	03.02.2003 06.02.2003
mars-03	4'200'000.00	04.03.2003
avril-03	600'000.00	03.04.2003
mai-03	450'000.00	08.05.2003
juin-03	750'000.00	05.06.2003
juillet-03	-700'000.00	17.07.2003
août-03	940'000.00	07.08.2003
aout-03	-250'000.00	18.08.2003
septembre-03	200'000.00	03.09.2003
octobre-03	1'040'000.00	03.10.2003
décembre-03	5'080'000.00	02.12.2003
janvier-04	200'000.00	05.01.2004
février-04	-160'000.00	13.02.2004
avril-04	2'140'000.00	02.04.2004
mai-04	-120'000.00	07.05.2004
juin-04	5'000'000.00	08.06.2004
Juni-04	-3'300'000.00	11.06.2004
juillet-04	390'000.00	02.07.2004
septembre-04	5'380'000.00	02.09.2004
octobre-04	4'760'000.00	10.04.2004
décembre-04	3'590'000.00	03.12.2004
février-05	7'200'000.00	03.02.2005
mars-05	12'250'000.00	02.03.2005
avril-05	-150'000.00	13.04.2005
mai-05	13'200'000.00	03.05.2005
juin-05	-500'000.00	07.06.2005
juillet-05	3'500'000.00	05.07.2005
août-05	13'450'000.00	03.08.2005
1001 05	-200'000.00	10.08.2005
•	-250'000.00	19.08.2005
septembre-05	550'000.00	02.09.2005
octobre-05	1'150'000.00	06.10.2005
	-3'000'000.00	03.11.2005
novembre-05	-1'000'000.00	17.11.2005
décembre-05	-3'200'000.00	09.12.2005
janvier-06	5'000'000.00	10.01.2006
février-06	3'300'000.00	02.02.2006
avril-06	2'000'000.00	04.04.2006
mai-06	1'900'000.00	03.05.2006
juin-06	5'500'000.00	02.06.2006
juillet-06	-200'000.00	10.07.2006
août-06	-600'000.00	04.08.2006
septembre-06	3'800'000.00	05.09.2006
octobre-06	600,000.00	03.10.2006
novembre-06	5'800'000.00	08.11.2006
décembre-06	15'100'000.00	04.12.2006
janvier-07	8'200'000.00	03.01.2007
février-07	3'200'000.00	02.02.2007
	-400'000.00	05.02.2007
mars-07	2'250'000.00	02.03.2007
avril-07	1'645'000.00	04.04.2007
mai-07	2'000'000.00	03.05.2007

## Thema Wise Investment (TWI) period February 2003 to December 2008

TWI A/C with BMSIL	1-FR093	Cash Value Date
juin-07	7'950'000.00	04.06.2007
juillet-07	-665'000.00	06.07.2007
août-07	4'000'000.00	02.08.2007
septembre-07	-8'400'000.00	14.09.2007
octobre-07	2'900'000.00	02.10.2007
novembre-07	2'600'000.00	06.11.2007
décembre-07	-560'000.00	10.12.2007
janvier-08	2'500'000.00	03.01.2008
février-08	-2'680'000.00	05.02.2008
mars-08	13'000'000.00	04.03.2008
mai-08	9'340'000.00	05.05.2008
	2'000'000.00	06.05.2008
juin-08	6'500'000.00	02.06.2008
juillet-08	16'512'000.00	02.07.2008
août-08	2'400'000.00	05.08.2008
septembre-08	13'700'000.00	03.09.2008
octobre-08	-10'400'000.00	02.10.2008
novembre-08	-92'000'000.00	05.11.2008
	-1'400'000.00	10.11.2008
Total amount 2003- 2008 Total Net Sent to BMISL	118'082'000.00	

Note: A negative amount (-) represents a movement out of TWI account with BMISL

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Citigroup Center 153 East 53rd Street New York, New York 10022-4611

KIKKLAND & ELLIS LLP